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Attorney Docket 0553-0185.01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of )  
)  
Mitsunori SAKAMA et al. )  
)  
Serial No.: 10/669,284 )  
)  
Filed: September 24, 2003 )  
)  
For: Semiconductor Device And A )  
Method Of Manufacturing The Same )  
)  
Art Unit: 3663 )  
)  
Examiner: Johannes P. Mondt )

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Shannon Wallace

Date: September 29, 2006

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**ELECTION**

Sir:

In response to the Restriction Requirement of August 30, 2006, Applicants elect to prosecute Group I, Claims 41-50, 57-59, 62-64 and 67-69 in the above-identified application.


With respect to the second (species) restriction requirement, subject to the comments below, Applicants elect to prosecute Species 1 ("semiconductor film comprising the channel is re-crystallized") to prosecute in the present application and believe that Claims 41-50, 57-59, 62-64 and 67-69 read on the elected species. Applicants, however, respectfully submit that this species restriction requirement is unnecessary or improper. In particular, the Examiner is requesting an election between "semiconductor film comprising the channel is re-crystallized" and "semiconductor film comprising channel is amorphous." None of the pending claims, however, recite either of these limitations nor are they limited to such species. Hence, the pending claims are generic to both species, and the restriction requirement unnecessary or improper. Accordingly, it is respectfully requested that this species restriction requirement be withdrawn.

With respect to the third (species) restriction requirement, subject to the comments below, Applicants elect to prosecute Species A ("top gate TFT structure") to prosecute in the present application and believe that Claims 41-50, 57-59, 62-64 and 67-69 read on the elected species. Applicants, however, respectfully submit that this species restriction requirement is unnecessary or improper. In particular, the Examiner is requesting an election between "top gate TFT structure" and "bottom gate TFT structure." None of the pending claims, however, recite either of these limitations nor are they limited to such species. Hence, the pending claims are generic to both species, and the restriction requirement unnecessary or improper. Accordingly, it is respectfully requested that this species restriction requirement be withdrawn.

Applicants are making these elections without disclaimer or prejudice to later filing a divisional application on the non-elected claims/species.

Respectfully submitted,

Date: September 30, 2006

  
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